

CCRB CASE CLOSING FORM

Investigator assigned: Dinoso		Team: 7	CCRB#: 9602687	FADO: F, A, D
Date of incident: 6/11/96	Time of incident: 21:00	Location of incident: 151 st Street and 7 th Avenue, Manhattan	Pet. of occurrence: 032	Date SOL expires: 12/11/97
Date reported: 6/13/96	Time reported: 23:23	To whom/where/how reported: Smith, CCRB, phone		
Complainant: § 87(2)(b)	Home address: § 87(2)(b)			
Victim(s): above				
Witness(es):				
Subject officer(s) (include rank): PO Wilbert Morales PO John Robert Sgt. Paul DeEntremont PO Thomas Webster	Shield: 1088 22139 852 13415	Tax: 895757 895918 892944 913899	Command: SCU SCU SCU PSA 8	
Witness officer(s) (include rank):				
Allegation(s) by letter: A. Force — Sgt. DeEntremont hit the complainant with the RMP (PG 104-01) B. Force — Sgt. DeEntremont punched the complainant (PG 104-01) C. Force — PO Morales punched the complainant (PG 104-01) D. Force — PO Robert punched the complainant (PG 104-01) E. Force — PO Webster punched the complainant (PG 104-01) F. Abuse — PO Morales threatened the complainant with arrest (PG 110-01) G. Abuse — Sgt. DeEntremont threatened to "beat" complainant and throw him off the bridge. (PG 104-01) H. Courtesy — PO Morales stated "shut the fuck up" numerous times (PG 104-01)				Recommendation(s): § 87(2)(g) § 87(2)(g) § 87(2)(g) § 87(2)(g) § 87(2)(g) § 87(2)(g) § 87(2)(b)

Summary

On 6/11/96 at approximately 9:00 PM, the complainant, § 87(2)(b), and a friend,

§ 87(2)(b) were riding their bicycles in Upper Manhattan. They had just come from the Bronx over the 155th Street Bridge. (Encl. 2C) Near 151st Street, § 87(2)(b) came into contact with the four subjects, PO Morales, PO Robert, PO Webster and Sgt. DeEntremont. The four subjects were from the Street Crime Unit and were driving an unmarked vehicle. (Encl. 9) § 87(2)(b) claims that the driver of the police vehicle intentionally knocked him off of his bike with the car. Once § 87(2)(b) was on the ground, the police car pushed him along the pavement. PO Morales grabbed § 87(2)(b) by his hair and began to punch him in the ribs. § 87(2)(b) states that the officers ordered him into the car but he was unable as his legs had been injured during the fall. Two of the officers picked § 87(2)(b) up and threw him in the car. While § 87(2)(b) was in the car, the various officers punched him, pulled him by the hair, threatened him and used profanity. § 87(2)(b) was taken to the 32nd Precinct (Encl. 13D), then to § 87(2)(b) (Encl. 17) and then to the 25th Precinct. The officers contend that § 87(2)(b) was observed carrying a firearm. (Encl. 12) When the officers approached him, § 87(2)(b) fled. (Encl. 3F, 4E, 5D) The officers contend that § 87(2)(b) did fall off of his bike but it was because he was fleeing from the police. .

Mr. Williams was charged with § 87(2)(a) 160.50. (Encl. 7) The arrest was voided as no weapon was ever recovered. (Encl. 3H) § 87(2)(b) was treated at § 87(2)(b) on § 87(2)(b) (Encl. 17) and again by a private physician on § 87(2)(b) (Encl. 18) § 87(2)(b) filed a civil suit against the City in regards to the incident. The matter was settled out of court. § 87(2)(b) received a settlement for § 87(2)(b). (Encl. 23)

Analysis

§ 87(2)(g)

Starting with the subject officers, PO Morales, Sgt. DeEntremont and PO Robert each claim that there were only three officers in the car at the time of the incident. § 87(2)(b) claims that there were four officers. The Street Crime roll call for 6/11/96 indicates that PO Morales, PO Roberts, Sgt. DeEntremont and PO Webster were assigned to the same vehicle. (Encl. 9) More importantly, upon interview on 9/16/97, PO Webster stated that he was working with PO Morales, PO Robert and Sgt. DeEntremont. (Encl. 6G) He states that he was involved in the apprehension of § 87(2)(b). PO Webster also states that he accompanied § 87(2)(b) to § 87(2)(b). Upon his second interview, PO Morales stated with certainty that PO Webster was not present during the arrest or at the hospital. (Encl. 3I) Moreover, the *Medical Treatment of Prisoner* form lists PO Webster as the escorting officer. (Encl. 10) PO Webster's testimony would seem to corroborate that of § 87(2)(b) and make liars out of PO Morales, PO Robert and Sgt. DeEntremont. § 87(2)(g)

§ 87(2)(a) Gen.Mun. §50-H(3)

§ 87(2)(g)

§ 87(2)(g) PO Morales' contention that his particular unit was assigned to work in

the 30th, 32nd and 33rd precincts on 6/11/96. PO Robert also claims that they were assigned to these precincts. (Encl. 4D) Again, the applicable roll call indicates that PO Morales, PO Robert, PO Webster and Sgt. DeEntremont were assigned to the 44th and 46th precincts. PO Robert's memo book also has an entry at 2000 hours that reads "Assigned 44/46". (Encl. 4C) Sgt. DeEntremont's memo book has a similar entry at 2000 hours. (encl. 5B) Nowhere in any of the subject officers' respective memo books is there any mention of a post change to 30/32/33.

§ 87(2)(g)

[REDACTED] These three officers contend that at the time of the incident, residents in the area began throwing bottles and debris at them. § 87(2)(a) Gen.Mun. §50-H(3)

§ 87(2)(b)

did not

mention this in his CCRB interview.

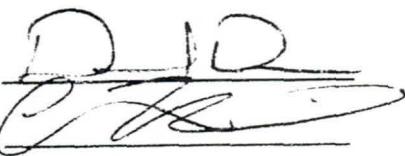
§ 87(2)(g)

To recap, § 87(2).

§ 87(2)(b) claims that he knocked off his bike by the police vehicle, pushed along the ground by the vehicle for an additional five feet, punched in the ribs numerous times, slapped in the face once and punched in the face another time. Medical records from § 87(2)(b) on § 87(2)(b), though, indicate no evidence of injury. (Encl. 17E-17I) The *Medical Treatment of Prisoner Report* indicates that § 87(2)(b) suffered contusions to the back of both legs. (Encl. 10) Medical records for § 87(2)(b) do indicate cervical strain/sprain, lumbosacral strain/sprain, shoulder girdle myofacial pain, and contusions of the chest, knees and right leg. (Encl. 18C) § 87(2)(g)

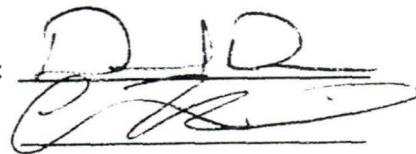
§ 87(2)(g)

Investigator:



Date: 10/20/97

Supervisor:



Date: 10-20-97

Reviewed by: _____

Date: _____

Reviewed by: _____

Date: _____